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CLEARINGHOUSE RULE 96-163

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. The definition of “prison industry” provided in the rule is very broad. For example, the definition does not limit a prison industry to an industry that is operated by the prison industry board or to provide work experience for inmates. In fact, the definition does not in anyway make a connection between a “prison industry” and a prison. Under the rule, any business which produces and sells a product fits into the definition of “prison industry.” Accordingly, the definition ought to incorporate at least one unique aspect that differentiates between a “prison industry” and other industries.

In addition, the entirety of ch. DOC 313 relates to prison industries. The rule does not by its terms apply to ch. DOC 313. Is a different meaning of “prison industry” intended for ch. DOC 313?

b. What is meant by an “established prison industry” in s. DOC 313.025 (3)? Is an established prison industry one that is in place on the effective date of the rule? One that has been in existence for a certain amount of time? Both? Neither? The rule should clarify the meaning of “established prison industry.”